



PATENT
Atty. Docket No. 51836-US-PCT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

May 29, 2009
Date

KS
Kara Shure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MAGAGNOLI *et al.*

Serial No.: 10/576,732

Filing Date: December 26, 2006

Title: STABILISED COMPOSITIONS

Examiner: Jennifer E. Graser

Group Art Unit: 1645

Confirmation No.: 5728

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

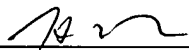
Responsive to the Restriction Requirement set forth in the Office Action mailed March 17, 2009, Applicants elect the claims of Group I (claims 1-14, 43 and 45), drawn to a composition comprising a substantially integral bARE class protein, without traverse. Applicants reserve the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicants are filing a Request for Extension of time concurrently herewith.

Applicants acknowledge that withdrawn process claims that depend from or otherwise include all the limitations of an allowable product claim will be rejoined as a matter of right and that the restriction requirement between the allowed product claims and rejoined process claims will be withdrawn.

The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 03-1664.

Respectfully submitted,
NOVARTIS VACCINES AND DIAGNOSTICS, INC.

Dated: 28 May 2009

By: 
Helen Lee
Attorney for Applicant
Reg. No. 39,270

NOVARTIS VACCINES AND DIAGNOSTICS, INC.
Corporate Intellectual Property - X100B
P.O. Box 8097
Emeryville, CA 94662-8097
Telephone: (510) 923-2192
Facsimile: (510) 655-3542